

#9

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Aloys Wobben
Application No. : 09/856,654
Filed : August 27, 2001
For : AZIMUTHAL DRIVE FOR WIND POWER INSTALLATIONS

Examiner : James M. McAleenan
Art Unit : 3745
Docket No. : 970054.406USPC
Date : November 20, 2002

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Commissioner for Patents
Washington, DC 20231

NOV 26 2002

TECHNOLOGY CENTER R3700

REQUEST FOR ISSUANCE OF A NEW OFFICE ACTION

Dear Sir:

On November 12, 2002 the Examiner mailed an Office Action in the above-referenced matter. Applicant had filed a Preliminary Amendment on October 22, 2002, which it was received at the U.S. Patent and Trademark Office on October 24, 2002. The Preliminary Amendment and its content including the claims were not considered in the Office Action.

Applicants apologize for the inconvenience to the Examiner in the timing of the Preliminary Amendment, since it appears that shortly after the Amendment was received by the patent office, the Examiner performed his search on the claims. It is possible that the Amendment was not yet in the file since it was received about three (3) weeks prior to the office action being mailed. Since the Preliminary Amendment was filed prior to the office action being mailed, it should have been considered.

Accordingly, the applicant kindly requests that the Examiner issue a new Office Action taking into consider the new claims and Preliminary Amendment reset the time so the applicant may have adequate opportunity to prepare a response. A copy of the Preliminary Amendment is enclosed for ease of reference in the event it is not in the file.

Respectfully submitted,

Aloys Wobben

Seed Intellectual Property Law Group PLLC



David V. Carlson

Registration No. 31,153

DVC:lcs

Enclosure:

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701 Fifth Avenue, Suite 6300
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**TRANSMITTAL
FORM**(To be used for all correspondence
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Application Number	09/856,654
Filing Date	August 27, 2001
First Named Inventor	Aloys Wobben
Group Art Unit	3745
Examiner Name	
Attorney Docket No.	970054.406USPC


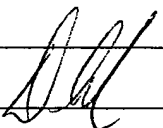
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual Name	Dale R. Cook	 00500 PATENT TRADEMARK OFFICE
Signature		
Date	October 22, 2002	

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First Named Inventor	Aloys Wobben
Group Art Unit	3745
Examiner Name	James M. McAleenan
Attorney Docket No.	970054.406USPC

ENCLOSURES (check all that apply)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual Name	David V. Carlson	 00500 RECEIVED PATENT & TRADEMARK OFFICE
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Commissioner for Patents

Washington, DC 20231

SENT: October 22, 2002

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Kindly acknowledge receipt of the below-listed documents by placing your receiving stamp hereon and mailing:

PTO/SB/21; Preliminary Amendment; in re: Aloys Wobben, USAN 09/856,654, filed August 27, 2001, for AZIMUTHAL DRIVING SYSTEM FOR WIND TURBINES.

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